

REMARKS

Claim 1 calls for receiving on a client a message from a server addressed to the client. The Examiner apparently contends that the message is the SNMP request, as indicated by S1 in Figure 6, at an SNMP relay 20. Thus, the client apparently is read to be the item 10 in Figure 3. The server, then, is apparently read to be the management console 24 in Figure 3.

Claim 1 further calls for scheduling a data upload session based on said message. No upload session is ever scheduled and it is never scheduled based on the message. As explained in the material cited in the office action at column 6, lines 5-32, and, particularly, column 6, lines 22-25, the SNMP relay mechanism 20 waits for both responses and, on receipt of those responses, rebuilds a full SNMP response to the originally received network request. In other words, in response to the request that the office action contends comes from a server, the alleged client queries agents for information. Only when it receives both responses does the alleged client build a response.

Thus, it may be seen that there is never a scheduled upload session based on the message. Instead, the asserted upload session occurs when both responses from both agents are received. Then, and only then, is there what the office action apparently contends is an upload session. But, plainly, it is not a scheduled upload session and there is no schedule. It occurs at random whenever the responses from the agents 14 are received. Thus, under no reasonable definition of scheduling could this be described as scheduling a data upload session based on the message.

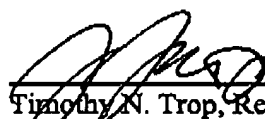
Therefore, reconsideration of the rejection of claim 1, its dependent claims, claim 11, its dependent claims, claim 20, and its dependent claims, is respectfully requested.

Claims 23-30 are the mirror image of claims 1-22 from the server side. For the reasons already described, reconsideration of the rejection of these claims is also requested.

Respectfully submitted,

Date:

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